

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

===== :  
CHARLES JOHNSON, :

Plaintiff- Counter-Defendant, :

— *versus* — :

23-cv-02441-KPF

:  
NOTICE OF MOTION

CLEARVIEW AI, INC., HOAN :

TON-THAT, RICHARD SCHWARTZ, :  
Defendants-Counter-Plaintiffs.:  
===== :

**PLEASE TAKE NOTICE**, that upon pleadings had herein, the links incorporated by reference therein, and the accompanying brief in support of this motion, dated April 11, 2025, the undersigned will move this Court, before Hon. Katherine Polk Failla, , United States District Judge, at the United States Courthouse for the Southern District of New York, located at 40 Foley Square, Courtroom 618, New York, NY 10007, at a date and time set by the Court, for an Order, pursuant to Fed. R. Civ. P. 12(b)(1), 28 U.S.C. § 1332(a), and such other statutes and rules relevant and pertinent thereto dismissing Counter-Plaintiffs Cross-Complaint, with prejudice, closing and terminating the case, and for such other and further relief as this court deems just and proper.

Dated: 11 April 2025

Somers, NY

Respectfully submitted,

/s/ *Bernard V. Kleinman*

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Cc: All counsel of Record by ECF